

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 ERIC DWIGHT RICE,  
12 Petitioner,  
13 v.  
14 BUENAVIDES, Warden,  
15 Respondent.  
16

No. 2:22-cv-0497 CKD P

ORDER

17 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas  
18 corpus pursuant to 28 U.S.C. § 2254. Petitioner has not paid the filing fee or submitted a request  
19 to proceed in forma pauperis.

20 The application attacks a conviction issued by the Los Angeles Superior Court. While  
21 both this court and the United States District Court in the district where petitioner was convicted  
22 have jurisdiction, see Braden v. 30th Judicial Circuit Court, 410 U.S. 484 (1973), any and all  
23 witnesses and evidence necessary for the resolution of petitioner's application are more readily  
24 available in Los Angeles County. Id. at 499 n.15; 28 U.S.C. § 2241(d).

25 Accordingly, in the furtherance of justice, IT IS HEREBY ORDERED that:

- 26 1. This court has not ruled on petitioner's motion for counsel (ECF No. 2) and motion for  
27 resentencing (ECF No. 4); and

28 ///

1           2. This matter is transferred to the United States District Court for the Central District of  
2 California.

3 Dated: March 29, 2022



CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE

11 12/rice0497.108.docx